

(Council of Mexican Water Chapter Government)

Notice is hereby given to the general public that the Council of Mexican Water Chapter Government will convene a regular chapter meeting open to the public on February 08, 2015 at Mexican Water Chapter Multipurpose Building Complex 1 locate at Highway 191 N Milepost#2, Mexican Water, Utah beginning at 10:00 o'clock a.m.

Information regarding the following agenda items may be reviewed in the office of the Council Manager at Highway 191 N Milepost#2, Mexican Water, Utah

The Council may vote to convene in Executive Session, which will not be open to the public for discussion or consultation for legal advice with the attorney or attorneys of the Council for any agenda item below

Members of the Council will attend either in person or by telephone, video or internet conferencing.

If any disabled person needs any type of accommodation in order to attend this meeting, please notify Martha Saggboy at (928) 429-0986 at least seventy-two (72) hours prior to the time scheduled for the meeting.

I. REGULAR CHAPTER MEETING

- A. Call to Order by Jerry Tsosie @ 11:10 a.m.
- B. Invocation by Jerry Tsosie, Chapter President
- C. Roll Call by Secretary for the record, 6 officials present for a quorum
- D. Approval of previous meeting Journal of Proceedings/minutes of January 11, 2015
Motion for approval by Sarah Yanito, second by Harry Descheny with a vote of 19 in favor, 0 opposed, 3 abstained, motion carried
- E. Approval of Agenda – read by secretary for the record
Motion for approval by Yolanda Benally, second by Betty Hatalie with a vote of 21 in favor, 0 opposed, 3 abstained, motion carried

Addition to the Agenda:

CYanito – regarding County Commissioner, we need a supporting resolution for Indian School Bus Route, she will take this resolution on her trip to Washington. Also need resolution for the main (4) roads that was brought out by the commissioner.

II. OLD BUSINESS - none

III. NEW BUSINESS/ACTION ITEMS

- A. **MWCFEB08-036** Approving to reaffirm the request to the 2015 Utah legislature to enact legislation reinstating the State of Utah as the Trustee for the Utah Navajo Trust Fund and expressing opposition in allowing business loans and grants as an eligible trust fund activity.
Motion for approval by Harry W. Tsosie, second by Gladys Begay with a vote of 24 in favor, 0 opposed, 3 abstained, and motion carried
David John – Congratulates the Commissioner and will be taking this resolution to Salt Lake City and then also Curtis's request for Indian School Bus Route to Washington in two weeks, we will make a motion for that since she is still here, discretion of the chair person.
Motion for approval by Yulonda Benally, second by Sarah Yanito with a vote of 24 in favor, 0 opposed, 3 abstained and motion carried
- B. **MWCFEB08-037** Approving to request the Navajo Nation NÁBIK' IYÁTI' Committee, Resources and Development Committee, Division of Community Development, and Community Housing & Infrastructure Development/Capital Improvement Office and to allocate FY 2016 funding for the construction of the Utah Broadband Project
- C. **MWCFEB08-038** Approving to request the Navajo Nation NÁBIK' IYÁTI' Committee, Resources and Development Committee, Division of Community Development, and Community Housing & Infrastructure Development/Capital Improvement Office to allocate FY 2016 funding for the construction of a new three-phase power line extension to the 50 acre development site
- D. **MWCFEB08-039** Supporting and Approving to request the Navajo Nation Council, Budget & Finance Committee, NÁBIK' IYÁTI' Committee, Resources and Development Committee, Division of Community Development, and Community Housing & Infrastructure Development/Capital Improvement Office and to allocate FY 2016 funding from the Chapter Infrastructure Funding for

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the construction of Multipurpose Building Complex 2 Senior Center with a three phase power line infrastructure Project estimated at \$3.6M

- E. **MWCFEB08-040** Supporting and approving to adopt the infrastructure capital improvement plan (ICIP) project priority listing for Fiscal Year 2016.

Motion for support/approval for item B, C, D, E by Sarah Yanito, second by Betty Hatalie with a vote of 20 in favor, 0 opposed, 3 abstained, and motion carried

- F. **MWCFEB08-041** Supporting the Red Mesa Unified School District #27 (RMUSD) Governing Board justification and request to the State of Arizona Department of Education and the Attorney General to extend the consent judgment made against the RMUSD

Motion for support by Roselyn Benally, second by Ursula White, with a vote of 17 in favor, 0 opposed, 3 abstained, and motion carried

FHaskan – how long is the extension? Response is however long they will take

- G. **MWCFEB08-042** Supporting and approving to request the FY 2016 funding of \$100,000.00 from the Administration for Native Americans, Social and Economic Development Strategies (SEEDS) to fund community development projects that are sustainable and successful and that meet the community's long range strategy goals that will have a positive impact on the community

Motion for support/approval by Lena Begay, second by Sarah Yanito with a vote of 17 in favor, 1 opposed, 3 abstained, and motion carried

- H. **MWCFEB08-043** Supporting & approving to request NTUA to conduct a feasibility study and preliminary cost estimation for legal survey for acquisition of Right-of-Way, archaeological clearances and environmental assessment for Construction of Main Power Line and Member Extension for AZ Phase III Scattered Project to serve seven (7) homes and to include in their two year plans.

Motion for support/approval by Gladys Begay, second by Cassandra Beletso with a vote of 19 in favor, 0 opposed, 2 abstained, and motion carried

- I. **MWCFEB08-044** Support and approve to submit grant application to United States Department of Agriculture (USDA) that is managed by National Institutes of Food and Agriculture (NIFA) for the amount of \$250,000.00 for Beginning Farmer and Rancher Development Program (BFRDP)

Motion for support/approval by Cassandra Beletso, second by Mary Benally with a vote of 18 in favor, 0 opposed, 1 abstained, motion carried

Where is the money going to be used?

CYanito – Find a land for garden and Rancher is the same too; use the money to purchase animals, etc. Permit Holders can borrow money for equipment and start of a garden or ranching. Also included are fencing, water, equipment, etc.

DJohn – this is Grant money and you don't have to borrow.

LBegay – Chinle Wash, to fix an existing garden is okay too? Yes

Jerry T. – to start a garden it has been discussed that there should be a small garden just to practice and then start one at residential area and continue to garden for the future.

FHaskan – So where is the new policy for the Grazing? He understands that changes to no development in Grazing Area have been brought to his attention by BIA, etc.

CYanito – BIA got stuck with renewing permit, reissuing, and verbally stating, "This is my land". Map, date, water and whatever has been worked on does not come to us from BIA and just tell us to do this and that to work on. BIA is the ones who are responsible and they're just telling us to do their work. There is no money for us to use too.

- J. ~~**MWCFEB08-045** Approve and support to identify Natural Resource to be the enforcement for non-branded animal~~

Motion to delete this item by Betty Hatalie, second by Harry Descheny with a vote of 18 in favor, 0 opposed, 1 abstained, and motion carried. (It was stated by the officials that this is already in the law book)

- J. **MWCFEB08-045** Support and approve to hire a standby with a backhoe to dispose of dead animals and find a disposal site for those animals that fall into the cattle guard.

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- K. **MWCFEB08-046** Approve and Support the \$554M and requested to have of the (\$409M) 200M be distributed equally among the 110 chapters
Motion for approval/support by Yulonda Benally, second by Mary Benally with a vote of 20 in favor, 0 opposed, 1 abstained, and motion carried
- L. **MWCFEB08-047** Supporting the four (4) major road within Utah, identify with numbers, etc.
- M. **MWCFEB08-048** Supporting the Indian School Bus Route Money

IV. REPORTS/ANNOUNCEMENTS

Motion for approval by Cassandra Beletso, second by Sarah Yanito for item A 1 – 9 and veterans request with a vote of 21 in favor, 0 opposed, 1 abstained, and motion carried

A. Financial Reports (attached)

1. Ratification of January 2015 Payroll Expenses of **\$22,698.65**
2. Ratification of January 2015 Chapter Official Stipend Expenses of **\$3,000.00**
3. Ratification of January 2015 Chapter Grazing Official Stipend Expenses of **\$0.00**
4. Ratification of January 2015 Chapter Veteran Organization Expenses of **\$1,534.44**
5. Ratification of January 2015 Scholarship Expenses of **\$3,500.00**
6. Ratification of January 2015 Vouchers Expenses of **\$18,753.16**
7. Budget Transfer /Modifications to cover expenses incurred January 2015
8. Archaeological Clearances Financial Assistance from Fund 09/Housing AZ Resident (1) BRock
9. Approval of Veterans FY 2008 Supplemental Navajo Nation General Funds to be expended for:
 - Financial Assistance Hardship for (Jack Atcitty) Veterans in the amount of \$300.00 each, totaling \$300.00
(All prior receipt (s) for the full amount needs to be submitted before any disbursement)
 - Financial Assistance Energy for () Veterans in the amount of \$300.00 each, totaling \$_____ for
(All prior receipt (s) for the full amount needs to be submitted before any disbursement)
 - Archaeological Clearance for () Veteran _ :
 - Medical Appointment Financial Assistance for () Veteran at \$150.00 each for

B. Quarterly Reports (Written/Oral)

1. Council Delegate, Davis Filfred attending Teec Nos Pos Chapter Meeting and Sweetwater is having their chapter meeting, he is out there, and maybe next meeting he will come around.
2. Grazing Committee Representative, Curtis Yanito – made his report earlier
3. UNHS, INC Health Board, Cassandra Beletso
Not much to report, outbreak of Measles, don't take your child to school but take them to Clinic. It's really not bad but take care of the children at home, etc. Blanding hospital, use it if Mussi is closed sometimes or for emergency. Blue Mountain Hospital was given money using the name UNHS, was partner with them but they don't any more. We gave them more money and requesting more from Mussi Clinic.
MBenally, Is Mussi Clinic still affiliated with Blue Mountain Hospital? Response we have 2 board members go to BMH to attend the board meeting and only because when they were building BMH was being built it was stated that two board members go to attend the board meetings. We are not partner with them. The position is still available for Donna Singer's position.
4. Chapter Officials – no report
5. County Commissioner – Rebecca Benally – She made her report first while waiting for quorum. Her report consisted of several items:
 - Been attending meetings in Monticello for the people within each of the Utah Chapter communities. Utah Navajo Royalties, Trust Fund - Senator Kevin Van Tassell been out here visiting back in June/July understanding the needs of community, etc. Felt

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he needs to do something about it and is going forward with it, put forth a paper stating all the Utah chapters should start using the money again but is really up to the voting communities. Aneth and Red Mesa have put forth a resolution to unfreeze the money and start using it again, to leave out the business loans. January 22, 2015 was the date of the paper that came out. Tuesday, February 10, 2015 is the meeting in Salt Lake City, Utah Capitol at 3:00 p.m. with Van Tassell and is requesting for some of the chapter officials to be present there, etc. Blue Mountain Dineh is not included in this, not one of the 7 chapters, only as a member from this chapter. It states only 7 chapters in the paper. Road is also included in this paper. Senate bill 90 is being presented.

- House Bill 33 for Education – Native of State of Utah, there is no native at the state level, only a director, should have a Liaison to speak on behalf of the native children. Montezuma Creek Elementary, Whitehorse High School, Monument Valley High School and Tsebinasgai Elementary School all have F. Bluff Elementary is the only one standing at C. These schools are in jeopardy, we need to speak on behalf of these schools. What is the problem, is it the teachers, is it the schools? When No Child Left Behind came about (tested twice a year), it was hard but the students were tested and students jumped very high. She believes that all school staff and parents work together, appreciate the language/culture, when you integrate the child's language, history, and their culture in a classroom setting they draw upon that strength. She believes it is not the students; it is how they are instructed in the classroom setting, the administration at the school and at the District, not working together and it is injustice. Stresses to all the parents, grandparent, and caretaker to voice their concerns, etc. Every first Monday of each month, they meet in Monticello. San Juan County funding or Budget should be shared with all the chapters, all these other schools put their information/budget in the newspaper, this is public information for everyone, etc. The next budget she is encouraging the County to put it in San Juan record in Navajo County. Phones/computer has all the information and understands it.
- Dineh Bi Keyah "Bears Ears", wilderness locks up the land, even though amendment, nobody will have access, no wood hauling, cannot gather plants, etc. it will look like Museum. Wilderness Act started in 1964 by Lindon B. Johnson. Environmental Group are pushing this. The other one is National Conservation Act, this one is good, can access, pertains/bideeti' to local management (county resident). Wilderness will lock up 1.9M acres on top of Cedar Mesa. (Mr. Willie Greyeyes is all for it)
- Roads (4) county roads are the major problems, like to have a nice road for the community and bus route because oil/gas pays to the county, millions of it, even though Navajos don't pay taxes, they do, when they go to Blanding they buy groceries and gas and they pay tax. Don't say that they don't pay taxes. Commissioner Phil Lyman and Commissioner Bruce Adam were present at this meeting; they stated that they will support this issue. Identify the 4 roads and she will present this at the road department meeting. Let her know regarding anything with county.
- Going to Washington D. C. in two weeks regarding Indian School Bus Route, let's get this money back, it was about (\$500,000.00 to \$800,000.00), that the county used to get but two to three years ago it expired and never given back to the county. Let's work on this and get this money back – it is called Indian School Bus Route Money. This money was used to repair roads. She will need support resolution for this. (Ayilna'ahnish, respect one another, love one another, we are not different, we are all related, etc.)

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- Tuesday, February 10th Senate Bill 90 Meeting with the Governor in Salt Lake City, Utah. Let's all get involved in what is going on with the Utah County, etc.
- Utah Senior Day on February 19, 2015, Governor's wife will be speaking in Salt Lake City, Utah.

MBenally - trust fund has been given back, who will be the trustee? Response by Rebecca is that paper trail needs to be done carefully. This Senate Bill 190 is set as: "Trustee", "Trust Administrator", "Dineh Committee", and "Chapter" Committee entails the paper trail, (7 Utah Chapters. To get to the money have to vote on it just like the chapter meeting by Resolution Only. Every quarterly this Trust Administrator will report the money trail.

- **Road – Mary B. - Willie Greyeyes** says National Forest, not correct, he is board chair, According to Mary B. they are still discussing and nothing has been forwarded. Response according to Rebecca 1.9M in Cedar Mesa for wilderness and closed it there with a map is Mr. Greyeyes's idea. Due to misunderstanding of issues we seem to carry that and misinform people.

-Curtis Y. Appoint a Liaison for Education? Response is that the Governor will appoint a person, up to the chapter if they want to appoint a person from here. National Conservation area, Tourist are concern about the site at Shush Jaa', mining, drilling, etc. damages the site, it should be left along as is, "Wilderness" closes everything on it, Energy wants to be a part of it? Response is that Hansen Perkins got the lease for energy. At the county level they have to approve it for him.

-Mary B. Firewood, still in discussion stage and includes a lot of policy, etc.

Motion to accept County Commissioner's report and request of the two supporting resolution by Lena Begay, second by Yulonda Benally with a vote of 20 in favor, 0 opposed, 3 abstained, and motion carried

Motion to approve all reports by Mary Benally, second by Richard Yanito which will also include Resolution #045 accidently bypass and to reword it, with a vote of 20 in favor, 0 opposed, 1 abstained, and motion carried

Jerry T. – Fence needs to be repaired along highway 191, disposal site, bury the dead animals when they fall into cattle guard, etc. There are no signs where bus stops along some roads, etc.

YBenally – Signs for cattle guard or slow down signs, animals go back/forth on the highway that goes between Little Water and Red Mesa Chapter, etc.

BSlim – Regarding signs, at the time when they did the ribbon cutting for the highway 191 the road will be responsibility of Navajo Tribe.

FHaskan – highway 191 on Utah, state of Utah does not bother it except right of way fence. Request to have the Navajo Tribe come to the chapter meeting, etc. Maybe we can discuss the issue, what about the dirt road, who oversee that? During winter time from state line to 160 is never maintained, etc. This is a bus route too. The road is very dangerous during winter time especially when it snows

Jerry T. Response - County Commissioner is discussing all this and will probably move forward, etc. One of the problem is we never could get all the people together so we need to continue again, etc.

V. **MEETING ADJOURNMENT** by Jerry Tsosie @ 1:10 p.m.

Motion to adjourn by Dan Lee Begay, second by Yulonda Benally with majority votes, and motion carried.

March 4, 2015 is planning meeting @ 3:00 p.m. and Chapter Meeting is March 8, 2015 at noon.

Posted by: Mary Ann Woody

Date Posted: 2/8/2015

Time Posted: 1:10 p.m.